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Office of the Secretary

[Docket No. DOT-OST-2026-4192]

Agency Information Collection Activities: Requests for Comments; Clearance of a Renewed Approval of Information Collection(s): Procedures for Transportation Workplace Drug and Alcohol Testing Programs (ICR 2105-0529)

AGENCY: Office of the Secretary (OST), DOT.

ACTION: Notice and request for comments.

SUMMARY: The Department of Transportation (DOT) invites public comments about our intention to request Office of Management and Budget (OMB) approval to renew the information collection approved under OMB Control No. 2105-0529, Procedures for Transportation Drug and Alcohol Testing Program. The information to be collected will be used to document tests conducted and actions taken to ensure safety in the workplace or is otherwise necessary to collect under the Omnibus Transportation Employee Testing Act of 1991, which requires DOT to implement a drug and alcohol testing program in various transportation-related industries. DOT is required to publish this notice in the *Federal Register* in accordance with the Paperwork Reduction Act of 1995.

DATES: Comments to this notice must be received by **[INSERT DATE 60 DAYS FROM THE PUBLICATION DATE IN THE FEDERAL REGISTER]**.

ADDRESSES: You may submit comments by any of the following methods:

• Federal eRulemaking Portal: Go to *http://www.regulations.gov* and follow the online instructions for submitting comments.

• Mail: Dockets Operations, U.S. Department of Transportation, 1200 New Jersey Ave. S.E., West Building, W58-213, Washington, D.C. 20590–0001;

• Hand Delivery: West Building, W58-213, 1200 New Jersey Ave. S.E., between 9 a.m. and

5 p.m., Monday through Friday, except Federal holidays. The telephone number is 202–366–9826;

Instructions: You must include the agency name and docket number **[DOT-OST-2026-4192]** of this notice at the beginning of your comment. Note that all comments received will be posted without change to http://www.regulations.gov including any personal information provided. Please see the Privacy Act section of this document.

Docket: You may view the public docket through the Internet at http://www.regulations.gov or in person at the Docket Management System office at the above address.

Privacy Act: In accordance with 5 U.S.C. 553(c), DOT solicits comments from the public to better inform its rulemaking process. DOT posts these comments, without edit, including any personal information the commenter provides, to *www.regulations.gov,* as described in the system of records notice (DOT/ALL-14 FDMS), which can be reviewed at *www.dot.gov/privacy.*

FOR FURTHER INFORMATION CONTACT: Bohdan Baczara, Office of Drug and Alcohol Policy and Compliance, Office of the Secretary, U.S. Department of Transportation, 1200 New Jersey Avenue, SE., Washington, DC 20590; ODAPCWebmail@dot.gov (e-mail).

SUPPLEMENTARY INFORMATION:

OMB Control Number: 2105-0529

Title: Procedures for Transportation Workplace Drug and Alcohol Testing Programs

Form Numbers: DOT F 1385; DOT F 1380

Type of Review: Clearance of a renewal of an information collection

Background: Under the Omnibus Transportation Employee Testing Act of 1991, DOT is required to implement a drug and alcohol testing program in various transportation related industries. This specific requirement is elaborated in 49 CFR Part 40, Procedures for Transportation Workplace Drug and Alcohol Testing Programs (Part 40). This request for a renewal of the information collection for the program includes 45 burden items related to the overall program and two official DOT forms: the U.S. Department of Transportation Alcohol

Testing Form (ATF) [DOT F 1380] and the DOT Drug and Alcohol Testing Management Information System (MIS) Data Collection Form [DOT F 1385].

The ATF includes the employee's name, the type of test taken, the date of the test, and the name of the employer. Data on each test conducted, including test results, is necessary to document that the tests were conducted and is used to take action, when required, to ensure safety in the workplace.

The MIS form includes employer specific drug and alcohol testing information such as the reason for the test and the cumulative number of test results for the negative, positive, and refusal tests. No employee specific data is collected. The form has fields for data related to urine and oral fluid drug testing. The MIS data is used by each of the affected DOT Agencies (*i.e.*, Federal Aviation Administration, Federal Transit Administration, Federal Railroad Administration, Federal Motor Carrier Safety Administration, and the Pipeline and Hazardous Materials Safety Administration) and the United States Coast Guard when calculating their industry's annual random drug and/or alcohol testing rate.

DOT will request OMB approval to revise the MIS Data Collection Form. Specifically, in Section I of the form, "Employer", in the line for PHMSA – Pipeline, DOT will remove the text ": (Check) Gas Gathering__ Gas Transmission__ Gas Distribution__ Transport Hazardous Liquids__ Transport Carbon Dioxide__". Because pipeline operators submit other reports to PHMSA, PHMSA already knows the types of pipelines they operate; therefore, collecting this data element on the MIS form is unnecessary. Furthermore, contractors to pipeline operators who must submit an MIS form are not operators and are confused by the options because the 'type of pipeline' does not apply to them. Removing this data element will not hinder the data collection effort or alter the form's burden estimate. In the Paperwork Reduction Act Notice section of the form, DOT will replace the text 'Suite W62-300' with 'Rm W75-211' to reflect the new office location.

Respondents: The information will be collected from transportation employers, Department representatives, and a variety of service agents. Estimated total number of respondents is 2,383,126.

Frequency: The information will be collected annually.

Estimated Total Number Burden Hours; 723,484

PRA Item	Number of Respondents	Number of Responses	Burden per Response (min)	Total Burden Hours	Total Salary Costs($)
Exemptions from Regulation Provisions Requests [40.7(a)]	700	700	180	2,100	$ 97,860
Employer Stand-down Waiver Requests [40.21(b)]	1	1	480	8	$ 373
Employee Testing Records from Previous Employers [40.25(a)]	24,477	668,581	8	89,144	$ 4,154,110
Employee Release of Information [40.25(f)]	24,447	668,581	4	44,572	$ 2,077,055
MIS Form Submission [40.26]	27,680	27,680	90	41,520	$ 1,934,832
PRA Item	**Number of Respondents**	**Number of Responses**	**Burden per Response (min)**	**Total Burden Hours**	**Total Salary Costs($)**
Urine Collector (Qualification and Refresher) Training Documentation (40.33(b) & (e)]	5,000	5,000	4	333	$ 15,518
Urine Collector Error Correction Training Documentation [40.33(f)]	5,000	39,770	4	2,651	$ 123,537
Oral Fluid Collector (Qualification and Refresher) Training Documentation (40.35(b) & (e)]	5,000	5,000	4	333	$ 15,518
Oral Fluid Collector Error Correction Training Documentation [40.35(f)]	5,000	2,993	4	199	$ 9,273

Laboratory Reports to DOT Regarding Unlisted Adulterant [40.87(e)]	-	-	30	-	$ -
Semi-Annual Laboratory Reports to Employers [40.111(a)]	14	365,951	4	24,396	$ 1,136,854
Semi-Annual Laboratory Reports to DOT [40.111(d)]	14	336	4	22	$ 1,025
Medical Review Officer (MRO) (Qualifications and Continuing Education) Training Documentation [40.121(c) & (d)]	1,000	1,000	4	67	$ 3,122
MRO Review of Negative Results Documentation [[40.127(b)(2)(ii)]	1,708	345,636	4	23,042	$ 1,073,757
MRO Failure to Contact Donor Documentation [40.131(c)(1)]	1,708	46,899	4	3,127	$ 145,718

PRA Item	Number of Respondents	Number of Responses	Burden per Response (min)	Total Burden Hours	Total Salary Costs($)
MRO Effort to Contact DER Documentation [40.131(c)(2)(iii)]	1,708	46,899	4	3,127	$ 145,718
DER Successful Contact Employee Documentation [40.131(d)]	549,477	37,519	4	2,501	$ 116,547
DER Failure to Contact Employee Documentation [40.131(d)(2)(i)]	549,477	9,379	4	625	$ 29,125
MRO Verification of Positive Result Without Interview Documentation [40.133].	1,708	9,379	4	625	$ 29,125
Adulterant/Substitution Evaluation Physician Statements [40.145(g)(2)(ii)(d)]	0	0	30	0	$ 0
MRO Cancellation of Adulterant / Substitution for Legitimate Reason Reports [40.145(g)(5)]	0	0	30	0	$ 0

Employee Admission of Adulterating / Substituting Specimen MRO Determination [40.159(c)]	40	40	4	3	$ 124
Split Specimen Requests by MRO [40.171(c)]	1,708	10,943	4	730	$ 34,018
Split Failure to Reconfirm for Drugs Reports by MRO [40.187(b)]	1,708	91	4	6	$ 280
Split Failure to Reconfirm for Adulterant / Substitution Reports by MRO [40.187(c)]	7	7	5	1	$ 47
Shy Bladder Physician Statements [40.193(f)]	1,708	701	5	58	$ 2,703

PRA Item	Number of Respondents	Number of Responses	Burden per Response (min)	Total Burden Hours	Total Salary Costs($)
MRO Statements Regarding Physical Evidence of Drug Use [40.195(b) & (c)]	-	-	-	-	$ -
Drug Test Correction Statements [40.205 (b)(1) & (2)]	25,000	142,028	8	18,937	$ 882,464
Breath Alcohol Technician (BAT) / Screening Test Technician (STT) (Qualification and Refresher) Training Documentation [40.213(b)(c)&(e)]	2,000	2,000	4	133	$ 6,213
BAT/STT Error Correction Training Documentation [40.213(f)]	10,000	167	4	12	$ 559
Complete DOT Alcohol Testing Forms [40.225(a)]	10,000	3,357,739	8	447,699	$ 20,862,773
Evidential Breath Testing Device Quality Assurance / Calibration Records [40.233(c)(4)]	10,000	10,000	4	667	$ 31,082
Shy Lung Physician Statements [40.265(c)(2)]	144	144	4	10	$ 466

Alcohol Test Correction Statements [40.271(b)(1)&(2)]	10,000	336	4	22	$ 1,025
Substance Abuse Professional (SAP) (Qualification and Continuing Education) Training Documentation [40.281(c)&(d)]	5,998	3,334	4	222	$ 10,345
Employer SAP Lists to Employees [40.287]	549,477	107,008	4	7,134	$ 332,444
SAP Reports to Employers [40.311(c),(d) & (e)]	549,477	138,928	4	9,262	$ 431,609
PRA Item	**Number of Respondents**	**Number of Responses**	**Burden per Response (min)**	**Total Burden Hours**	**Total Salary Costs($)**
Correction Notices to Service Agents [40.373(a)]	25	25	60	25	$ 1,660
Notice of Proposed Exclusion (NOPE) to Service Agents [40.375(a)]	1	1	600	10	$ 664
Service Agent Requests to Contest Public Interest Exclusions (PIE) [40.379(b)]	1	1	1	1	$ 66
Service Agent Information to Argue PIE [40.379(b)(2)]	1	1	240	4	$ 266
Service Agent Information to Contest PIE [40.381(a) & (b)]	1	1	240	4	$ 186
Notices of PIE to Service Agents [40.399]	1	1	60	1	$ 66
Notices of PIE to Employer and Public [40.401 (b) & (d)]	1	1	60	1	$ 66
Service Agent PIE Notices to Employers [40.403 (a)]	1	300	30	150	$ 6,990
Total New	**2,383,126**	**6,055,101**	**2,270**	**723,484**	**$ 33,715,186**

Public Comments Invited: You are asked to comment on any aspect of this information collection, including (a) Whether the proposed collection of information is necessary for DOT's performance; (b) The accuracy of the estimated burden that the collection would impose on

respondents; (c) Ways for the DOT to enhance the quality, utility and clarity of the information to be collected; and (d) Ways that the burden could be minimized without reducing the quality of the collected information. The agency will summarize or include your comments in the request for OMB's clearance of this information collection.

Authority: The Paperwork Reduction Act of 1995; 44 U.S.C. Chapter 35, as amended; and 49 CFR 1:48.

Issued in Washington, DC on November 5, 2026

Authority and Issuance

Bohdan Baczara

Deputy Director,

DOT, Office of Drug and Alcohol Policy and Compliance

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